

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. Of: YAMANAKA et al.

Serial No.: 10/822,373

Filed: April 12, 2004

For: OPTICAL DISC MEDIUM HAVING A SYSTEM INFORMATION RECORDING
AREA OF LOW RECORDING DENSITY

Group: 2609

Confirmation No. 2827

Examiner: SHEN, KEZHEN

DOCKET: NEC WNZ-2664

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

The Acknowledgement of Request mailed February 28, 2008 is not understood. Applicants note that an Information Disclosure Statement was in fact mailed on September 28, 2007, and received at the Patent Office on October 3, 2007. An additional copy of the Information Disclosure Statement mailed September 28, 2007 and a copy of the return postcard showing receipt by the USPTO on October 3, 2007 is enclosed for convenience of the Patent Office.

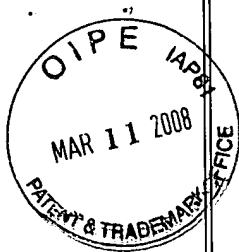
Entry of the Supplemental Information Disclosure Statement is respectfully requested.

Respectfully submitted,

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Attorney for Applicants

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Serial No. 10/822,373
Docket No. NEC WNZ-2664
Transmittal Letter

CERTIFICATE OF MAILING

I certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to MAIL STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on March 7, 2008 at Tucson, Arizona.

By: 

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicants hereby attach U.S. Patent Office form PTO-1449, including a copy of the reference listed therein. Where available, an English language abstract is being provided for the Examiner's convenience. This reference was cited in a Japanese Office Action dated July 25, 2007 issued in the Japanese counterpart utility patent application. Enclosed is a copy of the Japanese Office Action, together with an English translation of the relevant portions thereof. The claims in the present application are believed to be patentably distinguished over these references.

This Supplemental Information Disclosure statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

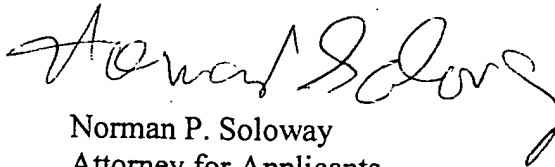
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In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a copy of an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in related foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of foreign examiner or the claims of the foreign application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted therewith.

The enclosed Supplemental Information Disclosure Statement is being submitted within three months of the Japanese Office Action, as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe there are no fees involved with this Information Disclosure Statement. In the event there are additional fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



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**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
NEC WNZ-2664

In Re Application Of: YAMANAKA & al.

Application No.
10/822,373

Filing Date
April 12, 2004

Examiner
Shen, Kezhen

Customer No.
27667

Group Art Unit
2609

Confirmation No.
2827

Invention: **OPTICAL DISK MEDIUM HAVING A SYSTEM INFORMATION RECORDING AREA OF LOW
RECORDING DENSITY**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

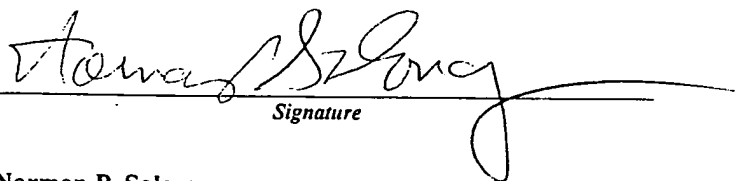
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

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Dated: September 28, 2007

Certificate of Mailing by First Class Mail

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

September 28, 2007

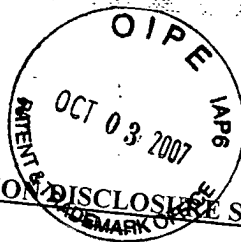
(Date)


Signature of Person Mailing Correspondence

Shauna Bronson

Typed or Printed Name of Person Mailing Correspondence

cc:



SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

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Docket: NEC WNZ-2664

- Received:
1. Supplemental Information Disclosure Statement (3 pgs)
 2. PTO-1449 (1 pg)
 3. 1 cited reference
 4. Certificate under 37 CFR 1.97(e) (1 pg)
 5. JP Office Action + translation (3 pgs)

9/28/07 sb